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the specification of which

Application Serial Number

US

CALFEE, HALTER & GRISWOLD LLP

Docket No. 22727/04212

DECLARATION AND POWER OF ATTORNEY

CONTINUATION-IN-PART APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

IDENTIFICATION OF SOYBEANS HAVING RESISTANCE TO PHYTOPHTHORA SOJAE

		ruary 1		Tumber 10/778,018 (if applicable)		
I here specification,	by state that I hat including the claim	ve revi ms, as	ewed and unders amended by any	stand the contents of amendment referred	the above-identified to above.	
I ackn this application	owledge the duty on in accordance w	to disc	close information le 37, Code of Fe	n which is material tederal Regulations, §	o the examination of 1.56(a).	
I hereby claim the benefit of foreign priority under 35 USC 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:						
Country Application Serial Filing Date Legal Status Priority Claimed Number						
I hereby claim the benefit of United States priority under 35 USC §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this						

application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 USC 112, I acknowledge the duty to disclose information material to the patentability of this application as defined in 37 CFR 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

10/436,376

Filing Date

Legal Status

May 12, 2003

Application Serial Number	Filing Date	Legal Status
60/379,304	May 10, 2002	
60/427,637	November 19, 2002	

I hereby appoint the all attorneys associated with Customer Number

24024

Address all telephone calls to: Pamela A. Docherty at telephone number: 216-622-8416 or facsimile number: 216-241-0816

Full name of first joint inventor: Steven St. Martin
Inventor's signature: MM / AMMM
Date:
Citizenship: U.S.
Post Office Address: 2104 Bigby Hollow Street, Columbus, Ohio 43228
Residence Address: 2104 Bigby Hollow Street, Columbus, Ohio 43228
Full name of second joint inventor: Anne Dorrance
Inventor's signature:
Date:
Citizenship: U.S.
Post Office Address: 305 Oakley Road, Wooster, Ohio 44691
Residence Address: 305 Oakley Road, Wooster, Ohio 44691
Full name of third joint inventor: Kara Burnham
Inventor's signature:
Date:
Citizenship: U.S.
Post Office Address: 6202 N. Commercial Avenue, Portland, OR 97217
Residence Address: 6202 N. Commercial Avenue Portland, OR 07217

run name of fourth jo	oint inventor: Kon Floritto
Inventor's signature:	
Date:	
Citizenship: U.S.	
Post Office Address:	2500 Carrie Lane, Wooster, Ohio 44691
Residence Address:	2500 Carrie Lane, Wooster, Ohio 44691
Full name of fifth join	nt inventor: David Francis
Inventor's signature:	
Date:	
Citizenship: U.S.	
Post Office Address:	2289 N. Reedsburg Road, Wooster, Ohio 44691
Residence Address:	2289 N. Reedsburg Road, Wooster, Ohio 44691
Full name of sixth joi	nt inventor: Stuart G. Gordon
Inventor's signature:	
Date:	
Citizenship: U.S.	
Post Office Address:	3180 Crown Pointe Drive, Stow, Ohio 44224
Residence Address:	3180 Crown Pointe Drive Stow Objo 44224



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IDENTIFICATION OF SOYBEANS HAVING RESISTANCE TO PHYTOPHTHORA SOJAE

				Number 10/778,018 (if applicable)	
I here specification	eby state that I hat, including the cl	ave revi aims, as	ewed and under amended by any	rstand the contents of amendment referred	the above-identified to above.
I ack this applicati	nowledge the du on in accordance	ty to dise with Tit	close information le 37, Code of F	on which is material t ederal Regulations, §	to the examination of 1.56(a).
I hereby claim the benefit of foreign priority under 35 USC 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:					
Country	Application Number	Serial	Filing Date	Legal Status	Priority Claimed
	<u> </u>				

Application Serial Number	Filing Date	Legal Status
US	10/436,376	May 12, 2003

States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 USC 112, I acknowledge the duty to disclose information material to the patentability of this application as defined in 37 CFR 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

I hereby claim the benefit of United States priority under 35 USC §120 of any United

Application Serial Number	Filing Date	Legal Status	
60/379,304	May 10, 2002		-
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Full name of first joint inventor: Steven St. Martin
Inventor's signature:
Date:
Citizenship: U.S.
Post Office Address: 2104 Bigby Hollow Street, Columbus, Ohio 43228
Residence Address: 2104 Bigby Hollow Street, Columbus, Ohio 43228
Full name of second joint inventor: Anne Dorrance
Inventor's signature: Une Durane
Date: Chipist 6,2004
Citizenship: U.S.
Post Office Address: 305 Oakley Road, Wooster, Ohio 44691
Residence Address: 305 Oakley Road, Wooster, Ohio 44691
Full name of third joint inventor: Kara Burnham
Inventor's signature:
Date:
Citizenship: U.S.
Post Office Address: 6202 N. Commercial Avenue, Portland, OR 97217
Residence Address: 6202 N. Commercial Avenue Portland, OP 07217

run name of fourth je	oint inventor: Kon Floritto
Inventor's signature:	
Date:	
Citizenship: U.S.	
Post Office Address:	2500 Carrie Lane, Wooster, Ohio 44691
Residence Address:	2500 Carrie Lane, Wooster, Ohio 44691
Full name of fifth join	nt inventor: David Francis
Inventor's signature:	
Date:	
Citizenship: U.S.	
Post Office Address:	2289 N. Reedsburg Road, Wooster, Ohio 44691
Residence Address:	2289 N. Reedsburg Road, Wooster, Ohio 44691
Full name of sixth joi	nt inventor: Stuart G. Gordon
Date: 8 /6/	old the same of th
Citizenship: U.S.	•
Post Office Address:	3180 Crown Pointe Drive, Stow, Ohio 44224
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IDENTIFICATION OF SOYBEANS HAVING RESISTANCE TO PHYTOPHTHORA SOJAE

	was filed on Februard was amended of			mber 10/778,018. (if applicable)	
I herek specification,	by state that I have including the claims	revies, as a	ewed and understa mended by any ar	and the contents of the	the above-identified above.
I acknothis application	owledge the duty to n in accordance with	disc h Titl	close information of e 37, Code of Federal	which is material to eral Regulations, §1.	the examination of 56(a).
application(s) foreign applic	for patent or invent	or's o	certificate listed bo intor's certificate	low and have also i	19 of any foreign dentified below any e before that of the
Country	Application Se Number	rial	Filing Date	Legal Status	Priority Claimed
		}			

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US	10/436,376	May 12, 2003

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Inventor's signature:_	
Date:	
Citizenship: U.S.	
Post Office Address:	305 Oakley Road, Wooster, Ohio 44691
Residence Address:	305 Oakley Road, Wooster, Ohio 44691
Full name of third join	nt inventor: Kara Burnham
Inventor's signature:_	Kent (L
Date:	104
Citizenship: U.S.	
Post Office Address:	6202 N. Commercial Avenue, Portland, OR 97217
Residence Address:	6202 N. Commercial Avenue, Portland, OR 97217

Full name of fourth jo	oint inventor: Ron Fioritto
Inventor's signature:	
Date:	
Citizenship: U.S.	
Post Office Address:	2500 Carrie Lane, Wooster, Ohio 44691
Residence Address:	2500 Carrie Lane, Wooster, Ohio 44691
Full name of fifth join	nt inventor: David Francis
Inventor's signature:	
Date:	
Citizenship: U.S.	
Post Office Address:	2289 N. Reedsburg Road, Wooster, Ohio 44691
Residence Address:	2289 N. Reedsburg Road, Wooster, Ohio 44691
Full name of sixth joi	nt inventor: Stuart G. Gordon
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IDENTIFICATION OF SOYBEANS HAVING RESISTANCE TO PHYTOPHTHORA SOJAE

was filed on February 12, 2004; Serial Number 10/778,018.

	and was amended	on		. (if applicable)	
I here specification,	I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.				
I ackr this application	I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).				
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Application Serial NumberFiling DateLegal StatusUS10/436,376May 12, 2003

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Residence Address:	6202 N. Commercial Avenue, Portland, OR 97217

Full name of fourth joint inventor: Ron Fioritto		
Inventor's signature: Date: 7 -	1/22-04	
Citizenship: U.S.		
Post Office Address:	2500 Carrie Lane, Wooster, Ohio 44691	
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Residence Address:	2289 N. Reedsburg Road, Wooster, Ohio 44691	
Full name of sixth joi	nt inventor: Stuart G. Gordon	
Inventor's signature:		
Date:		
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Post Office Address:		
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Residence Address:	2104 Bigby Hollow Street, Columbus, Ohio 43228
Full name of second j	oint inventor: Anne Dorrance
Inventor's signature:	
Date:	
Citizenship: U.S.	
Post Office Address:	305 Oakley Road, Wooster, Ohio 44691
Residence Address:	
Full name of third join	nt inventor: Kara Burnham
Inventor's signature:	
Date:	
Citizenship: U.S.	
Post Office Address:	6202 N. Commercial Avenue, Portland, OR 97217
Residence Address:	6202 N. Commercial Avenue, Portland, OR 97217

Full name of fourth joint inventor: Ron Fioritto	
Inventor's signature:	
Date:	
Citizenship: U.S.	
Post Office Address: 2500 Carrie Lane, Wooster, Ohio 44691	
Residence Address: 2500 Carrie Lane, Wooster, Ohio 44691	
Full name of fifth joint inventor: David Francis	Taukeron
Inventor's signature: Laura Raube	enolt
Date: 08/09/04 My Commiss	sion Expires
Citizenship: U.S.	2005
Post Office Address: 2289 N. Reedsburg Road, Wooster, Ohio 44691	
Residence Address: 2289 N. Reedsburg Road, Wooster, Ohio 44691	
2209 11. 1000000 11001, Olio 44091	
Full name of sixth joint inventor: Stuart G. Gordon	
Inventor's signature:	
Date:	
Citizenship: U.S.	
Post Office Address: 3180 Crown Pointe Drive, Stow, Ohio 44224	
Residence Address: 3180 Crown Pointe Drive, Stow, Ohio 44224	

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